

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address): MICHAEL H. CROSBY MICHAEL H. CROSBY - SBN # 125778 2366 FRONT STREET SAN DIEGO, CA 92101		FOR COURT USE ONLY FILED 08 JAN 24 PM 2: 23	
TELEPHONE NO. (619) 696-7330 FAX NO. (Optional) (619) 239-5872 EMAIL ADDRESS (Optional): ATTORNEY FOR (Name): JACOB CALANNO		CLERK, U.S. DISTRICT COURT SOUTHERN DISTRICT OF CALIFORNIA 9/1/07 DEPUTY	
COURT NAME: UNITED STATES DISTRICT COURT STREET ADDRESS: 940 FRONT ST RM 1160 MAILING ADDRESS: 940 FRONT ST RM 1160 CITY AND ZIP CODE: SAN DIEGO, CA 92101-8900 BRANCH NAME:			
PLAINTIFF/PETITIONER: JACOB CALANNO DEFENDANT/RESPONDENT: TERRA VAC CORPORATION, ET AL		CASE NUMBER: 07CV2052BTMPOR	
PROOF OF SERVICE SUMMONS		Ref No. or File No. OS349677-02	

(Separate proof of service is required for each party served)

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of
 - a. ☒ summons
 - b. ☒ complaint
 - c. ☐ Alternative Dispute Resolution (ADR) package
 - d. ☒ Civil Case Cover Sheet (served in complex cases only)
 - e. ☐ cross-complaint
 - f. ☐ other (specify documents):
3. a. Party served (specify name of party as shown on documents served):
TERRA-VAC, INC., A CORPORATION, DBA TERRA-VAC P.R.
- b. ☒ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 3b on whom substituted service was made) (specify name and relationship to the party named in item 3a):
JAMES J. MALOT, AGENT FOR SERVICE
Age: 55; Sex: M; Hair: BRN; Eyes: BRN; Height: 5'10; Weight: 160; Race: CAUC; Marks:
4. Address where the party was served: **316 AVOCET AVENUE**
DAVIS, CA 95616
5. I served the party (check proper box)
 - a. ☒ by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): **December 10, 2007** (2) at (time): **07:10 am**
 - b. ☐ by substituted service: On (date): _____ at (time): _____ I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3b):
 - (1) ☐ (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
 - (2) ☐ (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
 - (3) ☐ (physical address is unknown) a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
 - (4) ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): _____ from (city): _____ or ☐ a declaration of mailing is attached.
 - (5) ☐ I attach a declaration of diligence stating actions taken first to attempt personal service.

Page 1 of 2

ORIGINAL

PLAINTIFF/PETITIONER: JACOB CALANNO

CASE NUMBER:

DEFENDANT/RESPONDENT: TERRA VAC CORPORATION, ET AL

07CV2052BTMPOR

- c. ☐ by mail and acknowledgment of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid.
- (1) on (date): (2) from (city):
- (3) ☐ with two copies of the *Notice and Acknowledgment of Receipt* (form 982(a)(4)) and a postage-paid return envelope addressed to me. (Attach completed *Notice and Acknowledgment of Receipt* (form 982(a)(4)). (Code Civ. Proc., § 415.30.)
- (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40.)
- d. ☐ by other means (specify means of service and authorizing code section):

☐ Additional page describing service is attached.

6. The Notice to the Person Served (on the summons) was completed as follows:

- a. ☐ as an individual defendant.
- b. ☐ as the person sued under the fictitious name of (specify):

c. ☐ as occupant.

d. ☐ On behalf of (specify):

under the following Code of Civil Procedure section:

- | | |
|---|---|
| <input type="checkbox"/> 416.10 (corporation) | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation) | <input type="checkbox"/> 416.60 (minor) |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee) |
| <input type="checkbox"/> 416.40 (association or partnership) | <input type="checkbox"/> 416.90 (authorized person) |
| <input type="checkbox"/> 416.50 (public entity) | <input type="checkbox"/> 415.46 (occupant) |
| | <input type="checkbox"/> other: |

7. Person who served papers

- a. Name: EUGENE D. HOWARD
- b. Address: 1424 21st. Street, Sacramento, CA 95814
- c. Telephone number: (916) 441-4396
- d. The fee for service was: \$ 32.25
- e. I am:

- (1) ☐ not a registered California process server.
- (2) ☐ exempt from registration under Business and Professions Code section 22350(b).
- (3) ☒ registered California process server:
- (i) ☐ Owner ☐ employee ☒ independent contractor.
- (ii) Registration No.: 2006-19
- (iii) County: YOLO

8. ☒ I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

OR

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: January 15, 2008

EUGENE D. HOWARD

(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHALL)



(SIGNATURE)